

Richard G. Kolczynski
11 N. Launden Lane, Camden, DE 19934
302-698-4452

March 9, 2012

Richard E. Maly, Mayor
Town of Camden
1783 Friends Way
Camden, DE 19934

RECEIVED MAR 12 2012


Dear Mayor Maly:

I find your letter of February 21, 2012 quite disturbing. I view it as a personal attack, an *ad hominem*, discounting and demeaning me for my attempt to arrive at a fair and reasonable monthly payment arrangement. Your letter states I was requesting "a property tax relief. You obviously misinterpreted my intention. A request for a property tax relief is clearly and plainly NOT included in my letter.

I made two points very clear: (1) ..."I want you to know that I am aware of my delinquency and that I have no intention to default on my obligation to pay what is owed". (2)..."I will not default on my debt...but I ask that you accept monthly payments I can reasonably afford". In addition, I also ask "Would you find it possible to make any reasonable arrangement that would prevent possible legal action"?

Specific points that you list are particularly disputable assertions:

Point a:

... "you have failed to make good faith payments during this [3 years] period"
... "Payments of \$10 or less do not constitute faith payments"

Response: According to various internet resources and several financial references of my own, good faith payments refer to an amount to show the intention of completing the obligation. Nowhere did I find that, as you claim, "Payments of \$10 or less do not constitute good faith Payments."

Furthermore, you obviously did not take an accurate enumeration of payments made. My search of previous payments found them to be in excess of \$500 over the three-year period to which you refer, making monthly payments more than your claim of \$10 or less. See point c below.

Point b:

... "Other creditors have received higher priority for payments; e.g. Verizon, Kent County, Lawn Doctor"

Response: I am not certain as to how you determined that certain creditors are given "**higher priority for payments**"? [Bold emphasis mine] From the information I provided to Mr. Plumley, there isn't any logical way to determine prioritization. For example: my Verizon bill is high, but the amount listed doesn't reflect the fact that the amount includes Direct TV, Internet connection, and telephone. It does not represent a priority. Furthermore, to assert the \$53 to Lawn Doctor is a priority is nothing short of a crock of creeping *ignorantum*.

The financial information presented to Mr. Plumley [letter dated November 23, 2011] is just that—information and does not purport to be a prioritized list.

Point c:

... "You have made little if any [Bold emphasis mine.] effort to resolve your tax liability..."

Response: This assertion demonstrates a total lack of research and reasoning. It is a perfect example of *ad absurdum*. As implied under point a above, numerous and frequent payments, albeit many minimal, have been made but were nevertheless many and regular.

Your assertion begs the question given the *non sequitur* conclusion you obviously make on inappropriate and incomplete information.

In short, the content and tone of your letter is insulting and hurtful. It appears to me that it represents a hasty attempt to justify and rectify some of the mismanagement problems facing the Camden Town Council. Your points a and c are claims based on little knowledge of the financial circumstances with which I have been facing. Furthermore, they do not reflect the steady and continual attempt to make good faith payments toward my tax obligation.

I do hope that you give serious consideration to withdrawing the debt action filed with the Justice of the Peace, Court #16 in Dover.

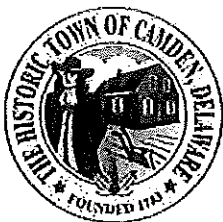
Sincerely,



Richard G. Kolczynski

cc: Town Council Members

Craig Eliasson, Esq., Town Solicitor



1783 Friends Way
Camden, DE 19934

Phone (302) 697-2299 Fax (302) 697-9115
www.camden.delaware.gov

February 21, 2012

Mr. Richard G. Kolczynski
11 N. Launden Lane
Camden, Delaware 19934

Dear Mr. Kolczynski:

Please accept this letter as responsive to your request for property tax relief submitted originally on November 23, 2011.

The Camden Town Council, during the February 6, 2012 Council Meeting, denied your request for relief. The basis for our decision is as follows:

- a. Your delinquency is now nearly 3 years in arrears and you have failed to make good faith payments during this period. Payments of \$10 or less do not constitute good faith payments.
- b. Other creditors have received higher priority for payments; e.g., Verizon, Kent County, Lawn Doctor
- c. You have made little if any effort to resolve your tax liability with the Town of Camden notwithstanding repeated notices of delinquency since 2009

For these reasons the Town Council has denied your request for property tax relief. Because you remain in arrears in the amount of \$1866.56 and you continue to make *de minimis* monthly payments, we have no alternative but to exercise the legal remedies available to us. Earlier this month the Town of Camden filed a debt action with the Justice of the Peace Court #16 in Dover, Delaware in order to recover your delinquent property taxes.

Should you wish to make a lump sum payment in the amount indicated above, we will withdraw our debt action. Such payment must reach the Town of Camden Administrative Office not later than February 29, 2012.

If you have questions, or wish to discuss this matter further, you may contact me at (302) 697-2299.

Sincerely,

Richard E. Maly
Mayor

cc: Council Members

Craig Eliasson, Esq., Town Solicitor

Mayor: Richard E. Maly
Council: Kevin R. Casquarelli John W. Green, Jr Justin T. King Jeffrey M. Lewin

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02/21/2012

Sent To Richard Kolczynski
 Street, Apt. No.,
 or PO Box No. 11 W. Launden Ln
 City, State, ZIP+4 Camden DE 19934

PS Form 3800, August 2006

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1. Article Addressed to:

Richard Kolczynski
 11 W. Launden Ln.
 Camden, DE 19934

2. Article Number

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PS Form 3811, February 2004

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 If YES, enter delivery address below: ☐ No

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☐ Registered ☐ Return Receipt for Merchandise
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